

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC 20436

**MEMORANDUM ON PROPOSED TARIFF LEGISLATION
of the 111th Congress ¹**

[Date approved: July 9, 2010]²

Bill No. and sponsor: S. 2694 (Mr. Richard Burr of North Carolina).

Proponent name,³ location: BASF Corporation, Research Triangle Park, NC.

Other bills on product (111th Congress only): None.

Nature of bill: Temporary duty suspension through December 31, 2011.

Retroactive effect: None.

Suggested article description(s) for enactment (including appropriate HTS subheading(s)):

Hexanedioic acid, polymer with N-(2-aminoethyl)-1,3-propanediamine, aziridine, (chloromethyl)oxirane, 1,2-ethanediamine, N,N-1,2-ethanediylbis(1,3-propanediamine), formic acid and alpha-hydro-omega-hydroxypoly(oxy-1,2-ethanediyl) (CAS No. 114133-44-7) (provided for in subheading 3911.90.90).

Check one: ☒ Same as that in bill as introduced.
 ☐ Different from that in bill as introduced (see Technical comments section).

Product information, including uses/applications and source(s) of imports:

The subject product is a synthetic organic cationic retention aid that is used in the production of paper and paperboard. According to the proponent, the subject chemical is imported from Germany.

Estimated effect on customs revenue for the subject product classifiable in HTS subheading 3911.90.90:

	2010	2011	2012	2013	2014
					
Col. 1-General rate of duty	6.5%	6.5%	6.5%	6.5%	6.5%
Estimated value <i>dutiable</i> imports ^a	\$1,200,000	\$1,400,000	\$1,500,000	\$1,500,000	\$1,500,000
Customs revenue loss ^b	\$78,000	\$91,000	\$97,500	\$97,500	\$97,500

a/ Dutiable import estimates were based on official U.S. Government statistics and import estimates provided by industry sources.

b/ At the request of Congress, customs revenue loss is provided for 5 years, although the effective period of the proposed legislation may differ.

¹ Industry analyst preparing report: Eric Land (202-205-3349); Tariff Affairs contact: Dave Michels (202-205-3440).

² Access to an electronic copy of this memorandum is available at http://www.usitc.gov/tariff_affairs/congress_reports/.

³ The sponsor/proponent did not identify any additional beneficiaries of this bill.

Contacts with domestic firms/organizations (including the proponent):

Name of firm/organization	Date contacted	Claim US makes same or competing product(s)?	Submission attached?	Opposition noted?
		(Yes/No)		
BASF Corporation (Proponent) Gregory A. Thies, gregory.thies@basf.com	02/01/2010	No	No	No
Bayer Corp. Karen Niedermeyer, karen.niedermeyer.b@bayer.com	02/24/2010	No	No	No
CIBA Corporation Michelle Forte, Michelle.forte@cibasc.com	02/24/2010	No	No	No
Clariant Corporation Andrew Zamoyski, az@azamoyski.com	02/24/2010	No	No	No
DuPont Elaine Olsen, Elaine.m.olsen@usa.dupont.com	02/24/2010	No	No	No
FMC Corp. Jerry Prout, jerry_prout@fmc.com	02/24/2010	No	No	No
Huntsman International John Deming, johndeming@aol.com	02/24/2010	No	No	No
IFF John Helm, john.helm@iff.com	02/24/2010	No	No	No
LANXESS Jamie Schaeffer, Jamie.Schaeffer@Lanxess.com	02/24/2010	No	No	No
Syngenta Crop Protection, Inc. Mike Blythe, mike.blythe@syngenta.com	02/24/2010	No	No	No

Technical comments:⁴ None.

⁴ The Commission may express an opinion on the HTS classification of a product to facilitate consideration of the bill. However, by law, only the U.S. Customs Service is authorized to issue a binding ruling on this matter. The Commission believes that the U.S. Customs Service should be consulted prior to enactment of the bill.

111TH CONGRESS
1ST SESSION

S. 2694

To suspend temporarily the duty on Hexanedioic acid, polymer with N-(2-aminoethyl)-1,3-propanediamine, aziridine, (chloromethyl)oxirane, 1,2-ethanediamine, N,N-1,2-ethanediylbis(1,3-propanediamine), formic acid and alpha-hydro-omega-hydroxypoly(oxy-1,2-ethanediyl).

IN THE SENATE OF THE UNITED STATES

NOVEMBER 2, 2009

Mr. BURR introduced the following bill; which was read twice and referred to the Committee on Finance

A BILL

To suspend temporarily the duty on Hexanedioic acid, polymer with N-(2-aminoethyl)-1,3-propanediamine, aziridine, (chloromethyl)oxirane, 1,2-ethanediamine, N,N-1,2-ethanediylbis(1,3-propanediamine), formic acid and alpha-hydro-omega-hydroxypoly(oxy-1,2-ethanediyl).

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

1 **SECTION 1. HEXANEDIOIC ACID, POLYMER WITH N-(2-**
2 **AMINOETHYL)-1,3-PROPANEDIAMINE,**
3 **AZIRIDINE, (CHLOROMETHYL)OXIRANE, 1,2-**
4 **ETHANEDIAMINE, N,N-1,2-ETHANEDIYLBIS(1,3-**
5 **PROPANEDIAMINE), FORMIC ACID AND**
6 **ALPHA-HYDRO-OMEGA-HYDROXYPOLY(OXY-**
7 **1,2-ETHANEDIYL).**

8 (a) IN GENERAL.—Subchapter II of chapter 99 of
9 the Harmonized Tariff Schedule of the United States is
10 amended by inserting in numerical sequence the following
11 new heading:

“	9902.01.00	Hexanedioic acid, polymer with N-(2-aminoethyl)-1,3-propanediamine, aziridine, (chloromethyl)oxirane, 1,2-ethanediamine, N,N-1,2-ethanediylbis(1,3-propanediamine), formic acid and alpha-hydro-omega-hydroxypoly(oxy-1,2-ethanediyl) (CAS No. 114133–44–7) (provided for in subheading 3911.90.90) ...	Free	No change	No change	On or before 12/31/2011	”.
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12 (b) EFFECTIVE DATE.—The amendment made by
13 subsection (a) applies to goods entered, or withdrawn from
14 warehouse for consumption, on or after the 15th day after
15 the date of the enactment of this Act.

